

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

New York, New York

Michael LAX, et al.

Date: May 14, 2001

Serial No.: --

Group Art Unit: --

Filed: Herewith

Examiner: --

For: CASE WITH INTERNAL LOCK

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Assistant Commissioner for Patents  
Washington, D.C. 20231

**DECLARATION BY MICHAEL LAX IN SUPPORT OF  
PETITION TO MAKE SPECIAL UNDER 37 C.F.R. §1.102**

Sir:

I, Michael Lax, do hereby declare the following:

1. I am an inventor and applicant in the above-entitled application. I submit this Declaration in support of a Petition to Make Special under 37 C.F.R. §1.102 and M.P.E.P. §708.02 II.

2. There is at least one device or product on the market which I believe infringes at least some of the claims in the application.

3. I have a good knowledge of the pertinent prior art. This prior art is being submitted to the U.S. Patent and Trademark Office in an Information Disclosure Statement filed herewith. Due to the numerous references being provided, I have identified the following as being more relevant to the subject matter encompassed by the claims:

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|-------------------------------|-------------------------------|
| 1. U. S. Patent No. 3,685,684 | 5. U. S. Patent No. 4,293,266 |
| 2. U. S. Patent No. 3,837,692 | 6. U. S. Patent No. 4,469,225 |
| 3. U. S. Patent No. 3,933,381 | 7. U. S. Patent No. 4,476,978 |
| 4. U. S. Patent No. 4,204,724 | 8. U. S. Patent No. 4,658,955 |

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| 9. U. S. Patent No. 4,966,020  | 24. U. S. Patent No. 5,901,840 |
| 10. U. S. Patent No. 4,972,690 | 25. U. S. Patent No. 5,904,246 |
| 11. U. S. Patent No. 4,974,740 | 26. U. S. Patent No. 5,931,291 |
| 12. U. S. Patent No. 5,039,982 | 27. U. S. Patent No. 5,934,114 |
| 13. U. S. Patent No. 5,081,446 | 28. U. S. Patent No. 5,944,185 |
| 14. U. S. Patent No. 5,147,034 | 29. U. S. Patent No. 6,059,102 |
| 15. U. S. Patent No. 5,375,712 | 30. U. S. Patent No. 6,135,280 |
| 16. U. S. Patent No. 5,390,515 | 31. EP0211088                  |
| 17. U. S. Patent No. 5,588,315 | 32. EP0312172                  |
| 18. U. S. Patent No. 5,597,068 | 33. FR2628250                  |
| 19. U. S. Patent No. 5,636,535 | 34. FR2628717                  |
| 20. U. S. Patent No. 5,680,782 | 35. JP09-132287                |
| 21. U. S. Patent No. 5,730,283 | 36. JP10-116394                |
| 22. U. S. Patent No. 5,782,350 |                                |
| 23. U. S. Patent No. 5,823,341 |                                |

I hereby declare that all statements made herein of my own knowledge are true and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Executed on 5/14/01 at Westbury, New York



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Daniel Lax